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September 20, 2024

VIA CM/ECF

The Honorable Joel H. Slomsky
United States District Judge for the
Eastern District of Pennsylvania
5614 U.S. Courthouse
601 Market Street
Philadelphia, PA 19106

**Re: Bologna v. Krasner, et al.,
Civil Action No. 24-cv-3185**

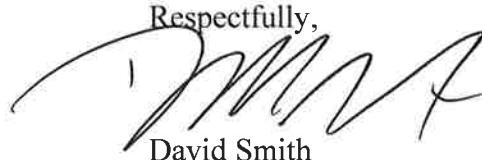
Dear Judge Slomsky:

As directed by your Honor, the City of Philadelphia engaged conflicts counsel to advise defendants Tracy Tripp (who still has not been served) and Sgt. Gerald Rocks regarding Mr. Bochetto's assertions regarding conflict of interest. The City engaged Josh J. T. Byrne, who co-chairs Marshall Dennehey's Disciplinary Board Representation Practice Group (<https://marshalldennehey.com/attorneys/josh-jt-byrne>) for that purpose.

Mr. Byrne has completed that engagement and has provided a written opinion addressed to me and a form of "conflict waiver" letter that had been reviewed with and approved by Ms. Tripp and Sgt. Rocks.

With the Court's permission, I would like to submit to the Court for *in camera* review Mr. Byrne's opinion letter and the signed "conflict waiver" letters.

Although I anticipate that Mr. Bochetto will want to see the opinion letter and the signed conflict waiver letters, he lacks standing to do so and it would be inappropriate to permit him to intrude upon the independent advice of counsel and correspondence with me obtained at your Honor's direction.

Respectfully,

David Smith

cc: George Bochetto, Esquire
Benjamin T. Jackal, Esquire